



11-04-02

CPA/2400
PATENT
450118-4848
#14
11/8/02
AWCONTINUED PROSECUTION APPLICATION REQUEST
(Under 37 CFR § 1.53(d))

PRIOR APPLICATION: 09/446,769	
EXAMINER: S. T. Channavajjala	ART UNIT 2177
ANTICIPATED CLASSIFICATION OF THIS APPLICATION:	
CLASS	SUBCLASS

EXPRESS MAIL	
Mailing label number	EV196821192US
Date of Deposit	November 1, 2002
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	
Edward Nay (Typed or printed name of person mailing paper or fee)	
 (Signature of person mailing paper or fee)	

ASSISTANT COMMISSIONER FOR PATENTS
Box CPA
WASHINGTON, D.C. 20231

This is a Request for filing a X continuation or divisional application under 37 CFR § 1.53(d) (continued prosecution application (CPA) of prior application Serial No. 09/446,769, filed on May 5, 2000, which is a 371 of PCT/JP99/02243, filed April 27, 1999, by the following named inventor(s): Kazue NAKAMURA, and currently entitled DATA STORAGE AND RETRIEVAL APPARATUS AND METHOD OF THE SAME.

FULL NAME OF INVENTOR	NAME Kazue NAKAMURA		
RESIDENCE & CITIZENSHIP	CITY Kanagawa	STATE OR FOREIGN COUNTRY Japan	COUNTRY OF CITIZENSHIP Japan
CURRENT CORRESPONDENCE ADDRESS	POST OFFICE ADDRESS c/o Sony Corporation 7-35 Kitashinagawa 6-Chome Shinagawa-ku	CITY Tokyo 141	STATE & ZIP CODE/COUNTRY JAPAN
FULL NAME OF INVENTOR	NAME		
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
CURRENT CORRESPONDENCE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
FULL NAME OF INVENTOR	NAME		
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
CURRENT CORRESPONDENCE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY

11/05/2002 AMONDAF1 00000127 09446769

01 FC:1006
02 FC:1253740.00 OP
520.00 OP

- See attached sheet for names and addresses of additional inventors (if any).
- This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. 1.53(d)(4). Please delete the following inventor(s) named in the prior nonprovisional application:
- See attached sheet for names of additional inventors to be deleted (if any).

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including all previously entered amendments and the drawings, as the basic papers for the new application.

Note: If prior application is not to be abandoned, then the form for 37 CFR 1.53(b) should be used.

1. X Enter the amendment previously filed on October 2, 2002 under 37 CFR 1.116 but unentered, in the prior application.
2. — An amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS	17 -20	-0-	x \$18.00	\$ -0-
INDEPENDENT CLAIMS	2 -3	-0-	x \$84.00	-0-
MULTIPLE DEPENDENT CLAIMS(S) (IF APPLICABLE)			+ \$280.00	-0-
			BASIC FEE	\$ 740.00
Total of above Calculations				\$ 740.00
Reduction by 1/2 for filing by small entity (Note: 37 CFR § 1.9, § 2.37, § 1.28).				
TOTAL FILING FEE				\$ 740.00

3. X The Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 (for filing) and § 1.17 (for prosecution) not otherwise paid which may be required with respect to the papers filed herewith, (— and also any additional such fees which may be required during the entire pendency of this application, — and also the issue fee under 37 CFR 1.18), or credit any overpayment, to Deposit Account No. 50-0320.
4. a. X Checks in the amount of \$740.00 and \$520.00 are enclosed.
- b. — The filing fee to be paid later with surcharge.

5. _____ Power of attorney and/or correspondence address was changed during prosecution of the prior application. The new power of attorney and/or correspondence address is indicated below:

Correspondence Address Changed to:
Attention of: William S. Frommer, Esq.
c/o FROMMER LAWRENCE & HAUG LLP
745 Fifth Avenue
New York, New York 10151

6. _____ Original title and original applicant(s) of prior U.S. application, if different from above:
7. X This application is being filed within the third month following the expiration of the term originally set therefor in the prior application. This is a petition to request a three-month extension of time. A check covering the cost of the petition is enclosed. A fee of \$400.00 for a two-month extension of time was previously paid with the Amendment After Final Action filed October 2, 2002. The balance of \$520.00 for the requested three-month extension of the term is paid herewith.

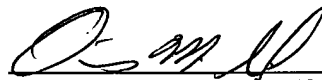
Address all future communications to (may only be completed by applicant, or attorney, or agent of record):

Attention of: William S. Frommer, Esq.
c/o FROMMER LAWRENCE & HAUG LLP
745 Fifth Avenue
New York, New York 10151

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Date: November 1, 2002

FROMMER LAWRENCE & HAUG LLP



Name: Dennis M. Smid
Reg. No.: 34,930
Attorney of record
(or filed under 37 CFR § 1.34)
Tel. (212) 588-0800